

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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KEVIN KELLY, ALISON LOPEZ,
MICHAEL SALAZAR, DENISE
AMIRANTE and PETER ZIEGERHOFER,
on behalf of themselves and other similarly
situated,

INDEX NO: 08-CV-8708-CS

Plaintiffs,

v.

BLT STEAK LLC and RITZ-CARLTON
HOTEL COMPANY LLC, D/BA RITZ
CARLTON WESTCHESTER

Defendants.
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**NOTICE OF MOTION FOR CERTIFICATION OF A SETTLEMENT CLASS AND
FINAL APPROVAL OF A CLASS ACTION SETTLEMENT**

Please take notice that, upon the annexed memorandum of law and attachments thereto, Plaintiffs will move this court, before Judge Cathy Siebel, pursuant to Rule 23 of the Federal Rules of Civil Procedure, on April 23, 2010, at 11:30 a.m., for an Order (1) granting final approval of a class action settlement; (2) certifying the settlement class; (3) awarding Class Counsel's attorneys' fees and costs; (4) approving the incentive awards requested; and (5) granting such other relief as the Court deems just and proper.

Respectfully submitted,

Dated: New York, New York
April 19, 2010

JOSEPH, HERZFELD, HESTER &
KIRSCHENBAUM

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